

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

IN RE: FEDERAL-MOGUL : Chapter 11
GLOBAL, INC., T&N : Case Nos. 01-10578, et al.¹
LIMITED, et al., :
 :
 :
Debtors. :

**ORDER: (1) PARTIALLY WITHDRAWING THE REFERENCE, and
(2) PROVISIONALLY TRANSFERRING CERTAIN FRICTION
PRODUCT CLAIMS**

This matter having been opened upon the motion to transfer (the "Transfer Motion") to this Court by Honeywell International, Inc. ("Honeywell") certain claims against it arising out of so-called "friction products" as to which the movant contends it has a right of indemnification against the debtors in these administratively consolidated Chapter 11 proceedings (the "Friction Product Claims"); and it appearing that movant has removed these cases from the several state courts to the United States District Courts for the Districts in which these cases were pending; and the movant having also moved for a provisional order of transfer to preserve the status quo pending a plenary hearing and determination by the Court of the Transfer Motion; and the Court having addressed a substantially similar application by unrelated Friction Products defendants General Motors Corporation, Ford Motor Company and Daimler Chrysler Corporation (the "Big Three") and issued Orders on December 10,

¹See attached list.

2001 and December 18, 2001 withdrawing the reference, provisionally transferring the Friction Products Claims to this Court and scheduling a plenary hearing on the Big Three's transfer motions (the "Big Three Transfer Provisional Orders"); and the Court having reviewed the papers in support of Honeywell's Transfer Motion; and for reasons further expressed in the Big Three Provisional Transfer Orders; and good cause appearing

It is this 19th day of December, 2001

ORDERED, pursuant to 28 U.S.C. § 157 and the Order of this Court issued December 10, 2001, the reference of this case to the Bankruptcy Court, Judge Randall K. Newsome presiding, is hereby withdrawn with respect to Honeywell's Transfer Motion and provisional transfer motion, and with respect to matters involving subject matter jurisdiction, abstention and remand regarding the Friction Product Claims, and it is further

ORDERED that the application for a provisional transfer Order is granted and the Friction Product Claims are hereby provisionally transferred to this Court subject to further Order of the Court, and it is further

ORDERED that with respect to notice that:

1. A. Dennis Terrell, Esq., of Florham Park, New Jersey counsel to Honeywell, shall serve on counsel for all claimants affected by the Provisional Transfer Order and on plaintiffs pro

se (the "Transferred Plaintiffs") a copy of this Order, a form of stipulation of waiver of further service in connection with the Transfer Motion, directions on how papers filed relevant to the Transfer Motion may be retrieved from the electronic filing web site maintained by the Clerk of the Delaware Bankruptcy Court and a statement that a paper copy of Honeywell's moving papers is available upon request to Mr. Terrell's office, and that

2. Service by Mr. Terrell pursuant to this Order shall be accomplished as soon as practicable by first class mail, and it is further

ORDERED that with respect to briefing the Transfer Motion that:

1. All responses to the Transfer Motion filed or otherwise received by the Court to date are deemed withdrawn, and that

2. Honeywell's papers in support of the Transfer Motion are hereby accepted as filed, and that

3. The Transferred Plaintiffs shall be limited to one (1) brief of forty (40) pages, and that

4. Counsel for the Transferred Plaintiffs shall confer to determine a method by which responsibility for preparing the brief shall be allocated, which method shall be as fair as practicable and best calculated to cause each issue of importance to the Transferred Plaintiffs to be presented to the Court while minimizing redundancy to briefs filed by plaintiffs provisionally

transferred to this Court by Big Three Transfer Orders, and that

5. The Transferred Plaintiffs may join in and rely on any argument stated in any brief filed by any party pursuant to the Big Three Transfer Orders; and that

6. Briefs and other papers on behalf of the Transferred Plaintiffs shall be served and filed with the Court on or before January 2, 2002, and that

7. The debtor and/or each of the two committees appointed by the United States Trustee in this Chapter 11 proceeding may serve and file papers, including briefs not to exceed forty pages, in support or opposition to the Transfer Motion on or before January 16, 2002, and that

8. Honeywell may serve and file reply papers, including a brief not to exceed twenty (20) pages on or before January 22, 2002, and it is further

ORDERED that each of the Transferred Plaintiffs shall be deemed to oppose the Transfer Motion and to adopt the positions taken in the brief submitted on behalf of the Transferred Plaintiffs unless they notify Mr. Terrell to the contrary on or before January 16, 2002, and it is further

ORDERED that the Clerks of the several United States District Courts from which matters are transferred pursuant to this Order, shall retain physical possession of their files of each transferred matter pending a final determination of the

Transfer Motion and further Order of this Court.

ALFRED M. WOLIN, U.S.D.J.

IN RE: FEDERAL-MOGUL GLOBAL, INC.
Case Numbers

01-10578	01-10643	01-10700	01-10750
01-10580	01-10644	01-10701	01-10751
01-10582	01-10646	01-10702	01-10752
01-10585	01-10647	01-10703	01-10753
01-10586	01-10649	01-10704	01-10754
01-10587	01-10650	01-10705	01-10755
01-10589	01-10651	01-10706	01-10756
01-10591	01-10652	01-10707	01-10757
01-10593	01-10653	01-10708	01-10758
01-10594	01-10654	01-10710	01-10759
01-10596	01-10655	01-10711	01-10760
01-10598	01-10656	01-10712	01-10761
01-10599	01-10657	01-10713	01-10762
01-10600	01-10658	01-10714	01-10763
01-10601	01-10659	01-10715	01-10764
01-10603	01-10660	01-10716	01-10765
01-10604	01-10661	01-10717	01-10766
01-10605	01-10662	01-10718	01-10767
01-10606	01-10664	01-10719	01-10768
01-10608	01-10665	01-10721	01-10769
01-10610	01-10666	01-10722	01-10770
01-10611	01-10668	01-10723	01-10771
01-10613	01-10669	01-10724	01-10772
01-10614	01-10672	01-10726	01-10773
01-10615	01-10673	01-10727	01-10774
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01-10623	01-10687	01-10734	
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01-10626	01-10689	01-10737	
01-10627	01-10690	01-10739	
01-10629	01-10691	01-10741	
01-10630	01-10692	01-10742	
01-10632	01-10693	01-10743	

01-10633	01-10694	01-10744
01-10634	01-10695	01-10745
01-10637	01-10696	01-10746
01-10638	01-10697	01-10747
01-10640	01-10698	01-10748
01-10641	01-10699	01-10749